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13 **UNITED STATES DISTRICT COURT**  
14 **CENTRAL DISTRICT OF CALIFORNIA – WESTERN DIVISION**

15 NYK Bulk & Projects Carriers Ltd, 16 17 Plaintiff, 18 v. 19 Delta Corp Shipping Pte Ltd, 20 Defendant, 21 and 22 Oversea-Chinese Banking 23 Corporation, Limited 24 25 <u>Garnishee.</u>	Case No. 24-cv-8006-MRA-SK  IN ADMIRALTY, Fed. R. Civ. P. 9(h)  <b>AFFIDAVIT OF J. STEPHEN SIMMS IN SUPPORT OF REQUEST TO ENTER DEFAULT AGAINST GARNISHEE OVERSEA-CHINESE BANKING CORPORATION, LIMITED</b>  <b>[Fed. R. Civ. P. 55(a)]</b>
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26 I, J. Stephen Simms, hereby certify as follows:

27 1. I am a principal at the firm of Simms Showers LLP and counsel  
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1 admitted *pro hac vice* for Plaintiff NYK Bulk & Projects Carriers Ltd  
2 (“Plaintiff”) in this matter. This affidavit is executed in accordance with  
3 Fed. R. Civ. P. 55(a) in support of Plaintiff’s request for entry of default  
4 against Garnishee Oversea-Chinese Banking Corporation, Limited  
5 (“Garnishee”).  
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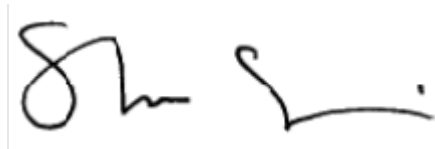
7 2. Garnishee, through its Operations Manager, was served with  
8 Process of Maritime Attachment and Garnishment (Writ”) on September  
9 20, 2024, as evidenced by the proof of service on file with this Court (ECF  
10 15).  
11

12 3. Garnishee was required to answer or respond to the Writ 21-days  
13 after service, or October 11, 2024. Garnishee failed to serve an answer or  
14 otherwise respond to the Writ, and the time to do so has expired.  
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16 4. Upon information and belief, Garnishee is not an infant,  
17 incompetent person or presently engaged in military service  
18

19 I declare under penalty of perjury under the laws of the United States  
20 of America that the foregoing is true and correct. This affidavit is executed  
21 on November 1, 2024 in Baltimore, Maryland.  
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J. Stephen Simms